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IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Bret A. McKee et al

Confirmation No.: 1532

Application No.: 09/768477

Examiner: Misleh, Justin P

Filing Date: Jan 24, 2001

Group Art Unit: 2612

Title: Method And Apparatus For Gathering Three Dimensional Data With A Digital Imaging System

Mail Stop Petition
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

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APR 05 2005

PETITION FOR WITHDRAWAL OF ABANDONMENT

Sir:

1. Applicant petitions that the abandonment set forth in the notice mailed by the office on 03/23/2005 be withdrawn.
2. Submitted herewith is:

- (X) A copy of the issue fee transmittal dated 12/22/2004 showing a Certificate of faxing executed on 12/22/2004.
- (X) A copy of the Auto-Reply received from the PTO showing the U.S. PTO receipt stamp dated 12/22/2004.
- () A copy of the complete response previously filed.
- () A copy of the attorney's Deposit Account Statement in which the item corresponding to the response referred to above is checked.
- () A statement as set forth in 37 CFR 1.8(b)(3).

3. Please proceed with further examination of this application on the basis of:
 - () The original papers filed, which have now reached the appropriate area of the PTO, and/or
 - (X) The attached copy of the papers originally filed.

At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed. A duplicate copy of this letter is enclosed.

- () I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450. Date of Deposit: _____

OR

- (X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (703) 872-9308 on April 5, 2005

Number of pages:

Typed Name: Donna M Kraft

Signature: Donna M Kraft

Respectfully submitted,

Bret A. McKee et al

By Leslie P Gehman

Leslie P Gehman

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Date: April 5, 2005

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